

UNITED STATES DISTRICT COURT

for the

District of South Carolina

United States of America

-versus-

Frederick Abraham McKenzie

Date of Previous Judgment: October 7, 2009

(Use Date of Last Amended Judgment if Applicable)

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Case No: 4:04CR556TLW(1)USM No: 11386-171William F. Nettles, IV, Public Defender

Defendant's Attorney

Order Regarding Motion for Sentence Reduction Pursuant to 18 U.S.C. § 3582(c)(2)

Upon motion of ☒ the defendant ☐ the Director of the Bureau of Prisons ☐ the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion, and taking into account the policy statement set forth at USSG § 1B1.10 and the sentencing factors set forth in 18 U.S.C. § 3553(a), to the extent that they are applicable,

IT IS ORDERED that the motion is:

☐ DENIED. ☒ **GRANTED** and the defendant's previously imposed sentence of imprisonment (*as reflected in the last judgment issued*) of one hundred seventy months (170) months **is reduced to** one hundred forty-four (144) months. In the event this sentence is less than the amount of time Defendant has already served, this sentence is reduced to a time-served sentence of imprisonment.

(Complete Parts I and II of Page 2 when motion is granted.)

Except as provided above, all provisions of the original judgment filed March 22, 2005 shall remain in effect.

IT IS SO ORDERED.

Order Date: February 28, 2012s/ Terry L. Wooten

Judge's signature

Effective Date:

(if different from order date)

Terry L. Wooten, United States District Judge

Printed name and title